

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3414

IN THE MATTER OF:

Served September 25, 1989

IRONSIDES MEDICAL TRANSPORTATION)
CORPORATION, Suspension and)
Investigation of Revocation of)
Certificate No. 31)

Case No. MP-89-08

The Compact, Title II, Article XII, Section 9(a) mandates that no certificate of public convenience and necessity issued under Section 4 of said Article ". . . shall remain in force unless the person . . . holding such certificate complies with such reasonable regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, [and] qualifications as a self-insurer . . . in such reasonable amount as the Commission may require" See also Commission Regulation No. 62, as amended by Order No. 2721, served June 19, 1985.

Ironsides Medical Transportation Corporation (Ironsides) holds WMATC Certificate No. 31. On March 20, 1989, a certificate of insurance was filed by John D. Clayton, P.A., showing Ironsides as the named insured. The certificate indicated coverage by the Maryland Automobile Insurance Fund (MAIF) and Guaranty National Insurance Company, together providing a combined single limit of \$750,000 liability insurance, the minimum required by Commission Regulation No. 62 for the type of operations Ironsides is authorized to conduct.

Certificates of insurance subsequently filed by MAIF indicate policies covering the same three vehicles as the Clayton certificate. However, the MAIF certificates show the named insured on two of those vehicles is "ROGER ELTON SCUDDER," and the named insured on the third vehicle is "RICHARD NORMAN EVERETT," rather than "IRONSIDES MEDICAL TRANSPORTATION CORPORATION" as shown on the Clayton certificate.

The latter filing, actually issued by MAIF rather than on its behalf, clearly shows the named insureds to be other than Ironsides, the corporation to which WMATC Certificate No. 31 is issued. Accordingly, it appears that Ironsides is in violation of the Compact, Title II, Article XII, Section 9 and Commission Regulation No. 62.

THEREFORE, IT IS ORDERED:

1. That the above-captioned proceeding is instituted pursuant to Title II, Article XII, Section 4(g) of the Compact for the purpose of determining whether Certificate of Public Convenience and Necessity No. 31 of Ironsides Medical Transportation Corporation shall be revoked.

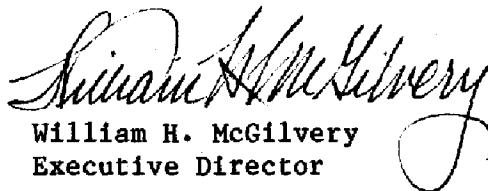
2. That Ironsides Medical Transportation Corporation is made a party respondent to the above-captioned proceeding.

3. That Ironsides Medical Transportation Corporation is directed, within 30 days from the date of service hereof, fully to comply with the provisions of the Compact, Title II, Article XII, Section 9(a) and Commission Regulation No. 62, and is further directed within the same 30 days to file with the Commission an appropriate certificate of insurance or such other evidence, in writing and under oath, as it may deem pertinent to show good cause why its Certificate of Public Convenience and Necessity No. 31 should not be revoked.

4. That Certificate of Public Convenience and Necessity No. 31 issued to Ironsides Medical Transportation Corporation is hereby suspended until further order of the Commission, and Ironsides Medical Transportation Corporation is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That Ironsides Medical Transportation Corporation is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XII, Section 4(g), and is directed to file within 15 days of the service date of this order an appropriate motion pursuant to Commission Rule No. 15, if it desires an oral hearing on this matter.

FOR THE COMMISSION:


William H. McGilvery
Executive Director